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Established in 1859

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DATE: 1/22/04

NO. OF PAGES: Cover + 11

FROM: Joseph E. Shipley

DISPATCHED BY: J.Palomar

OUR FILE NO.: 5497/70255

TO: Name: Toni Hood - Examiner
Company/Firm: U.S. Patent and Trademark Office
City/State/Country: Alexandria, VA
Facsimile No.: (703) 578-6812

MESSAGE: Copy of RCE and IDS with reference.

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Inventors: BLACK et al. **Atty Docket.No.** 5497/70255

Title: Auto Rack Railway Car

Filed: June 26, 2001 **JES/jp**

Application No.: 09/891,774 **Date Mailed:** September 9, 2003

Transmitted herewith: (1) Request for Continued Examination (2 pages in duplicate); (2) Information Disclosure Statement (1 page, in duplicate); (3) PTO/SB/O8A Form (1 page, in duplicate); (4) 1 Cited Reference; (5) Return Receipt Postcard.

Hon. Commissioner of Patents and Trademarks

Sir:

Please acknowledge receipt of the above-identified documents by applying the Patent and Trademark Office receipt stamp hereto and mailing this card.

Respectfully,
FITCH, EVEN, TABIN & FLANNERY

MATCH & RETURN

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Title: Auto Rack Railway Car

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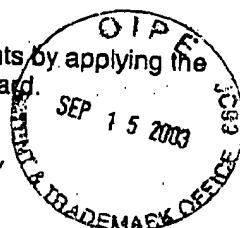
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*H/16
88*3/18
PATENT

Attorney Docket No. 70255

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. §1.114

Appn No.: 09/891,774
Filed: June 26, 2001
First Named Inventor: BLACK et al.
Title: AUTO RACK RAILWAY CAR
Group Art Unit: 3683
Examiner: B. Pezzlo

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O Box 1450, Alexandria, VA 22313-1450, on this date.

8/09/03
Date
Joseph E. Shiple
Registration No. 31,137
Attorney for Applicant(s)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) of the above-identified application under 37 C.F.R. §1.114.

1. Submission required under 37 C.F.R. §1.114:**a. Previously submitted:**

- Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____.
- Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- Other: _____

b. Enclosed:

- Amendment/Reply
- Affidavit(s)/Declaration(s)
- Information Disclosure Statement (IDS)
- Other: _____

Attorney Docket No. 70255

2. Additional Items:

- Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (*Period of suspension shall not exceed three months; fee under 37 C.F.R. §1.17(i) required.*)
- A petition for extension of time is enclosed.
- A return receipt postcard is enclosed.
- Other: _____
- Applicant(s) assert entitlement to Small Entity Status (37 C.F.R. § 1.27).
- RCE Fee required under 37 C.F.R. § 1.17(e) without a claim of small entity status is: \$750.00.
- RCE Fee required under 37 C.F.R. § 1.17(e) by an entity claiming small entity status is: _____.
- A check in the amount of \$_____ is enclosed.
- Charge \$750.00 to Deposit Account No. 06-1135.
- The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in duplicate.

September 9, 2003

Date


Joseph E. ShipleyRegistration No. 31,137

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